

HOUSE BILL 2169

By Maddox

AN ACT to amend Tennessee Code Annotated, Title 40,  
Chapter 35, Part 3, relative to eligibility for  
probation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-35-303, is amended by deleting subsection (a) and substituting instead the following:

(a)

(1) A defendant shall be eligible for probation under the provisions of this chapter, if the sentence actually imposed upon the defendant is ten (10) years or less or pursuant to § 40-36-106(e)(3).

(2) A defendant shall not eligible for probation under the provisions of this chapter, if convicted of a violation of:

(A) Aggravated kidnapping under § 39-13-304;

(B) Aggravated robbery under § 39-13-402

(C) Rape under § 39-13-503;

(D) Aggravated sexual battery under § 39-13-504;

(E) Statutory rape by an authority figure under § 39-13-532;

(F) Aggravated child abuse and aggravated child neglect or  
endangerment under § 39-15-402; or

(G) A controlled substances violation under § 39-17-417(b) or (i).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring  
it.